

## PLANNING COMMISSION REGULAR MEETING

### FRUITPORT CHARTER TOWNSHIP

April 17, 2012

Meeting was called to order by Chairman Jacobs at 7:00 p.m.

#### **01.**

Members present: Jeff Jacobs, Mike Michelli Jr., Morris Dadd, Geoff Newmyer, Mark Lee,

Chuck Whitlow

Members absent: Randy Lee

#### **02**

. Approval of Planning Commission minutes, March 27, 2012. Motion by Whitlow, supported by Michelli to

amend March 27<sup>th</sup> meeting minutes as follows:

**Should read under 04 (Correspondence/Reports):**

a) Letter from Township Attorney dated 3/23/2012 per Ron Bultje regarding Critter Café: not allowed to

permit home based business in B-3 zone.

b) Letter from DPW Director requesting relocation of material storage bins to north (back) side of new DPW building.

**Under New Business 06**

. The addition of "Existing kennel business was previously approved by former zoning administrator. Business was brought before Planning Commission to make compliant. "

Mark Pelfresne, owner requested that the special use permit include a maximum 12 square foot sign, indirectly lit to identify his existing kennel business.

**Under 07**

. Description by Dale TenBrink: **Proposed blueberry and aquafarming operation which requires sand mining on the property.**

**Under 07, Page 2:**

All in favor - **Public Hearing will remain open until next meeting.**

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**03.**

Approve/Amend agenda – agenda was accepted as presented.

**04.**

Correspondence/Reports

a) Chairman Jacobs notified Planning Commission that they would be considering cleaning up zones B-1, B-2 and B-3 in the near future.

b) The Critter Café was given a few options to become compliant with Township ordinances by Township Attorney.

05.

Public Comments – None

New Business – None

Unfinished Business

**06. PUBLIC HEARING / SPECIAL USE / DALE TENBRINK, 4700 BLOCK of CLINE**

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Mr. TenBrink submitted proposed changed plan, which includes blueberry fields and (3) 150' x 300' ponds and (1) 600' x 750' pond.

Discussion was held to verify specific limits and conditions relative to sand mining operations on the property.

At 8:18 pm a motion by Whitlow, supported by Dadd to close public hearing.

Motion by Michelli Jr., supported by Whitlow to approve the special use permit as requested for site plan dated 4/12/12 for parcel 61-15-018-200-0009-00, located at 4700 block of Cline Rd. (South and East of 4691 Cline Rd and west of 4815 Cline Rd) for purpose of soil removal, contingent upon all applicable sections of the ordinance being met. All required County, State and Local agency forms and approvals must be on file with Michigan Township Services before commencement of special use.

Additional contingencies to consider:

- 1) Must contact the Township prior to commencement of any of six (6) 90-day soil removal windows.
- 2) Any soil removal operations will be limited to week days between the hours of 8 a.m. and 6 p.m.
- 3) Michigan Township Services shall, upon being contacted by the applicant, shall contact the Muskegon County Road Commission, who will ensure the contractor provides dust control and road maintenance during the soil removal window.
- 4) If all six (6) soil removal windows are not used by April, 2018, the applicant may re-apply for an extension of time.

The special use permit is also approved because it is in compliance with ordinance 42-157, paragraphs 3) and 5)

Ayes: Jacobs, Michelli Jr., Dadd, Newmyer, M. Lee, Whitlow Nays: None

Being that there was no further business, the meeting was adjourned at 8:25 p.m.

Respectfully submitted,

Mark Lee, Secretary